



**DIVISION OF WATER RESOURCES  
MINING SECTION**

**Public Participation Opportunities  
Request for Public Comments  
Draft Permit Actions**

**July 31, 2019**

**Public Notice: M2019-12**

**Last Day to Comment: August 30, 2019**

The purpose of this notice is to advise the public of the following draft environmental permits and to solicit comments and information necessary to evaluate the potential impact of the proposed activities on human health and the environment. The draft permits are available on the Division's Data Viewer at the web address: [http://tdec.tn.gov:8080/pls/enf\\_reports/f?p=9034:34001:0:::~](http://tdec.tn.gov:8080/pls/enf_reports/f?p=9034:34001:0:::).

The Division has made the determination that the following NPDES permit applications are complete as required by Rule 0400-40-03-.06(1)(c).

**Individual NPDES Permits**

**Coal Proposed Modification/Reissuances**

|                         |                                     |                        |            |                  |                  |
|-------------------------|-------------------------------------|------------------------|------------|------------------|------------------|
| Applicant               | <b>Kopper Glo Mining, LLC</b>       |                        |            |                  |                  |
| Facility                | <b>Clear Fork Surface Mine</b>      |                        |            |                  |                  |
| Permit Number           | <b>TN0069809</b>                    | Permit Writer Initials | <b>DPL</b> | Discharge Rating | <b>Minor</b>     |
| County                  | <b>Claiborne</b>                    |                        |            | EFO Name         | <b>Knoxville</b> |
| Street Address          | 1197 Rock Creek Ridge Road          |                        |            |                  |                  |
| City and Zip Code       | Clairfield 37715                    |                        |            |                  |                  |
| Description of Activity | Bituminous Coal Surface Mining      |                        |            |                  |                  |
| Effluent Description    | Treated wastewater and storm water  |                        |            |                  |                  |
| Receiving Streams       | Rock Creek, King Hollow, Clear Fork |                        |            |                  |                  |
| Facility Location       | Latitude                            | 36.53917               | Longitude  | -83.94167        |                  |
| Applicant               | <b>Kopper Glo Mining, LLC</b>       |                        |            |                  |                  |
| Facility                | <b>Cooper Ridge Deep Mine</b>       |                        |            |                  |                  |
| Permit Number           | <b>TN0069671</b>                    | Permit Writer Initials | <b>DRM</b> | Discharge Rating | <b>Minor</b>     |
| County                  | <b>Claiborne</b>                    |                        |            | EFO Name         | <b>Knoxville</b> |
| Street Address          | Straight Creek Road                 |                        |            |                  |                  |
| City and Zip Code       | Clairfield 37715                    |                        |            |                  |                  |
| Description of Activity | Bituminous Coal Underground Mining  |                        |            |                  |                  |
| Effluent Description    | Treated wastewater and storm water  |                        |            |                  |                  |
| Receiving Stream        | Straight Creek                      |                        |            |                  |                  |
| Facility Location       | Latitude                            | 36.54056               | Longitude  | -83.89944        |                  |

### Non-Coal Proposed Issuance

|                         |                                         |                        |            |                  |                  |
|-------------------------|-----------------------------------------|------------------------|------------|------------------|------------------|
| Applicant               | <b>Clear Development, LLC</b>           |                        |            |                  |                  |
| Facility                | <b>Thorn Hill Quarry</b>                |                        |            |                  |                  |
| Permit Number           | <b>TN0070441</b>                        | Permit Writer Initials | <b>CMP</b> | Discharge Rating | <b>Minor</b>     |
| County                  | <b>Grainger</b>                         |                        |            | EFO Name         | <b>Knoxville</b> |
| Street Address          | 911 Highway 131                         |                        |            |                  |                  |
| City and Zip Code       | Thorn Hill 37881                        |                        |            |                  |                  |
| Description of Activity | Limestone: Crushed and Broken Quarrying |                        |            |                  |                  |
| Effluent Description    | Treated wastewater and storm water      |                        |            |                  |                  |
| Receiving Stream        | Notchy Creek                            |                        |            |                  |                  |
| Facility Location       | Latitude                                | 36.34918               | Longitude  | -83.45059        |                  |

### Non-Coal Proposed Reissuances

|                         |                                              |                        |            |                  |                  |
|-------------------------|----------------------------------------------|------------------------|------------|------------------|------------------|
| Applicant               | <b>BWI ETN LLC dba Blue Water Industries</b> |                        |            |                  |                  |
| Facility                | <b>BWI Greenback, LLC Quarry</b>             |                        |            |                  |                  |
| Permit Number           | <b>TN0066397</b>                             | Permit Writer Initials | <b>CMP</b> | Discharge Rating | <b>Minor</b>     |
| County                  | <b>Loudon</b>                                |                        |            | EFO Name         | <b>Knoxville</b> |
| Street Address          | 2107 Big Hill Road                           |                        |            |                  |                  |
| City and Zip Code       | Lenoir City 37772                            |                        |            |                  |                  |
| Description of Activity | Limestone: Crushed and Broken Quarrying      |                        |            |                  |                  |
| Effluent Description    | Treated wastewater and storm water           |                        |            |                  |                  |
| Receiving Stream        | Sinking Creek                                |                        |            |                  |                  |
| Facility Location       | Latitude                                     | 36.34918               | Longitude  | -83.45059        |                  |

|                         |                                                      |                        |            |                  |                 |
|-------------------------|------------------------------------------------------|------------------------|------------|------------------|-----------------|
| Applicant               | <b>Lincoln County Highway Department</b>             |                        |            |                  |                 |
| Facility                | <b>Lincoln County Highway Department Rock Quarry</b> |                        |            |                  |                 |
| Permit Number           | <b>TN0066176</b>                                     | Permit Writer Initials | <b>CMP</b> | Discharge Rating | <b>Minor</b>    |
| County                  | <b>Lincoln</b>                                       |                        |            | EFO Name         | <b>Columbia</b> |
| Street Address          | 161 Molino Road                                      |                        |            |                  |                 |
| City and Zip Code       | Fayetteville 37334                                   |                        |            |                  |                 |
| Description of Activity | Limestone: Crushed and Broken Quarrying              |                        |            |                  |                 |
| Effluent Description    | Treated wastewater and storm water                   |                        |            |                  |                 |
| Receiving Stream        | Unnamed Tributary to Elk River                       |                        |            |                  |                 |
| Facility Location       | Latitude                                             | 35.12948               | Longitude  | -86.59533        |                 |

### Non-Coal Proposed Termination

|                         |                                    |                        |            |                  |                |
|-------------------------|------------------------------------|------------------------|------------|------------------|----------------|
| Applicant               | <b>Gleason Clay Company, LLC</b>   |                        |            |                  |                |
| Facility                | <b>Pit 7</b>                       |                        |            |                  |                |
| Permit Number           | <b>TN0045501</b>                   | Permit Writer Initials | <b>DKC</b> | Discharge Rating | <b>Minor</b>   |
| County                  | <b>Carrol</b>                      |                        |            | EFO Name         | <b>Jackson</b> |
| Street Address          | 5110 Highway 70                    |                        |            |                  |                |
| City and Zip Code       | Gleason 38229                      |                        |            |                  |                |
| Description of Activity | Ball Clay Mining                   |                        |            |                  |                |
| Effluent Description    | Treated wastewater and storm water |                        |            |                  |                |
| Receiving Stream        | Unnamed tributary to Cane Creek    |                        |            |                  |                |
| Facility Location       | Latitude                           | 35.87336               | Longitude  | -88.45285        |                |

### List of Permit Writers-Mining Section

|            |                 |              |                                                                              |
|------------|-----------------|--------------|------------------------------------------------------------------------------|
| <b>CMP</b> | Chris Pracheil  | 865-594-5610 | <a href="mailto:Christopher.Pracheil@tn.gov">Christopher.Pracheil@tn.gov</a> |
| <b>DKC</b> | Dennis Conger   | 865-594-5555 | <a href="mailto:Dennis.Conger@tn.gov">Dennis.Conger@tn.gov</a>               |
| <b>DPL</b> | Daniel Lawrence | 865-594-5543 | <a href="mailto:Daniel.Lawrence@tn.gov">Daniel.Lawrence@tn.gov</a>           |
| <b>DRM</b> | Dan Murray      | 865-594-5549 | <a href="mailto:Dan.Murray@tn.gov">Dan.Murray@tn.gov</a>                     |
| <b>GEK</b> | Geoff Klein     | 865-594-5527 | <a href="mailto:Geoff.Klein@tn.gov">Geoff.Klein@tn.gov</a>                   |
| <b>LCK</b> | Logan Kennedy   | 865-594-5545 | <a href="mailto:Logan.Kennedy@tn.gov">Logan.Kennedy@tn.gov</a>               |

### Environmental Field Offices

Chattanooga Environmental Field Office  
1301 Riverfront Parkway Suite 206  
Chattanooga, TN 37402-2233  
(423) 634-5745 or 1-888-891-8332

Columbia Environmental Field Office  
1421 Hampshire Pike  
Columbia, TN 38401-5611  
(931) 380-3371 or 1-888-891-8332

Cookeville Environmental Field Office  
1221 South Willow Avenue  
Cookeville, TN 38506-4107  
(931) 520-6688 or 1-888-891-8332

Jackson Environmental Field Office  
1625 Hollywood Drive  
Jackson, TN 38305-4316  
(731) 512-1300 or 1-888-891-8332

Johnson City Environmental Field Office  
2305 Silverdale Road  
Johnson City, TN 37601-4322  
(423) 854-5400 or 1-888-891-8332

Knoxville Environmental Field Office  
3711 Middlebrook Pike  
Knoxville, TN 37921-6538  
(865) 594-6035 or 1-888-891-8332

Nashville Environmental Field Office  
711 R. S. Gass Boulevard  
Nashville, TN 37216-2637  
(615) 687-7000 or 1-888-891-8332

Memphis Environmental Field Office  
8383 Wolf Lake Drive  
Bartlett, TN 38133-4119  
(901) 371-3000 or 1-888-891-8332

### How to Comment

The Tennessee Department of Environment and Conservation (TDEC) is requesting public comments on the permit actions. Obtaining a broad range of facts and opinions on Agency actions is one of the best ways to ensure quality decisions. Persons wishing to comment on the proposed permit actions may submit comments in writing to the Mining Section at the Knoxville Environmental Field

Office, Attn: Public Notice Coordinator; by fax to (865) 594-6105; or by e-mail to [Dennis.Conger@tn.gov](mailto:Dennis.Conger@tn.gov). The Division must receive your comments before the close of the comment period (see page 1).

### **How to Request a Public Hearing**

Interested persons may request in writing that the Division hold a public hearing on any application. The request must be filed before the close of the comment period. You must indicate the interest of the party requesting a hearing, the reasons that a hearing is warranted, and the water quality issues being raised. When there is significant public interest for a hearing, the Division will hold a hearing in accordance with Rule 0400-40-05-.06 (12). A separate public notice will announce the public hearing.

### **How the Department Will Proceed**

The Director of the Division of Water Resources will determine the final permit action after considering comments submitted during the comment period, the hearing record, if any, and the requirements of Federal and State acts and regulations.

### **To Obtain Permit Details**

Draft permits contain Antidegradation Determinations and Rationales that address information concerning the foundation for the Division's decisions. Copies of the applications, draft permits, and supporting documentation are in the permit files maintained at the Knoxville Environmental Field Office, Mining Section. There is a nominal fee for copying. The files are available for public inspection during normal visiting hours. Please email [Kara.Blevins@tn.gov](mailto:Kara.Blevins@tn.gov) or call (865) 594-5460 to schedule an appointment for the review.

### **State of Tennessee Antidegradation Policy**

Tennessee's Antidegradation Statement is in Rule 0400-40-03-.06 of the Tennessee Department of Environment and Conservation. The primary purpose of the Antidegradation Policy is to establish a greater level of protection for high quality waters. Some high quality waters are in near-pristine condition. Others are determined to be high quality due to specialized uses and/or unique features.

Generally, there are two types of high quality waters. Outstanding National Resource Waters (ONRWs) receive the greatest level of protection. The Board of Water Quality, Oil and Gas designates these waters. New discharges or expansion of existing discharges cannot degrade existing water quality.

The Department identifies other high quality waters known as Exceptional Tennessee Waters (ETWs) and protects against their degradation. The Department may allow some degradation if the Department deems it economically and socially necessary.

Non-Exceptional Tennessee Waters refer to surface waters that do not have the identification and/or designation as high quality. These waters must achieve and maintain Tennessee's Water Quality Standards.

### **State of Tennessee Policy of Non-Discrimination**

Pursuant to the State of Tennessee's policy of non-discrimination, the Tennessee Department of Environment and Conservation does not discriminate on the basis of race, sex, religion, color, national or ethnic origin, age, disability, or military service in its policies, or in the admission or access to, or treatment or employment in its programs, services or activities. You may direct any

Equal Employment Opportunity/Affirmative Action inquiries or complaints to the EEO/AA Coordinator, Office of General Counsel, William R. Snodgrass - TN Tower, 312 Rosa L. Parks Avenue, Nashville, TN 37243-1102 or telephone 1-888-867-7455. Direct any Americans with Disabilities Act (ADA) inquiries or complaints to the ADA Coordinator, Human Resources Division, William R. Snodgrass - TN Tower, 312 Rosa L. Parks Avenue, 2<sup>nd</sup> Floor, Nashville, TN 37243-1102 or telephone 1-888-867-7455. Hearing impaired callers may use the Tennessee Relay Service (1-800-848-0298). If it is hard for you to read, speak, or understand English, TDEC may be able to provide translation or interpretation services free of charge. Please contact Saul Castillo at 615-532-0462 for more information.